

**EMERGENCY COMMISSION MEETING**  
**Minutes**  
**Monday, September 15, 2008**

A meeting of the Emergency Commission was held on Monday, September 15, 2008, in the Governor's Conference Room. Present in the room were Governor John Hoeven, Senator Bob Stenehjem, Rep. Rick Berg, and Secretary of State Al Jaeger. Participating via telephone were Senator Ray Holmberg and Rep. Ken Svedjan. Governor Hoeven called the meeting to order at 10:52 a.m.

Note: According to the provisions of N.D.C.C., Chapter 54-16, approved requests are forwarded to the Legislative Budget Section Committee for its meeting on September 25, 2008.

**1. Industrial Commission, Dept of Mineral Resources, Oil and Gas Division \* (Request # 1676)**

Request approval to amend, as indicated below, request # 1653 (approved on March 14, 2008) to allow for FTE equity and retention adjustments.

Request approval for a line item transfer of \$285,000 from the Oil & Gas Division Contingency line to salaries line (~~(\$238,500)~~ (\$254,750) and (~~(\$46,500)~~ (\$30,250) to operating line ~~for hiring and to hire two~~ FTE as authorized in Section 28 of HB 1014 (2007 Session Laws, Chapter 14) due to active drilling rig count exceeding forty-five for the months of October, November, and December 2007.

Representative Berg moved for approval. Representative Svedjan seconded the motion. Voting aye were Jaeger, Stenehjem, Berg, Holmberg, Svedjan, and Hoeven. No nay votes. Motion carried.

**2. North Dakota School for the Deaf (Request # 1677)**

Request approval for a line item transfer of \$25,500 from salaries and wages line to capital assets line (\$25,500) for purchase of audiology equipment for in-school and outreach services and for architect fees pertaining to installation of ADA compliant elevator.

Secretary Jaeger moved for approval. Senator Holmberg seconded the motion. Voting aye were Stenehjem, Berg, Holmberg, Svedjan, Jaeger, and Hoeven. No nay votes. Motion carried.

**3. Office of Adjutant General – National Guard Division \* (Request #1678)**

Request was withdrawn prior to the meeting.

**4. Office of Attorney General \* (Request # 1679)**

Request approval for increased spending authority of \$84,000 to accept state contingency funds for operating line (\$84,000) to reimburse city and county governments for prosecution witness fees and expenses.

Senator Holmberg moved for approval. Representative Svedjan seconded the motion. Voting aye were Holmberg, Svedjan, Jaeger, Stenehjem, Berg, and Hoeven. No nay votes. Motion carried.

**5. Department of Public Instruction \* (Request #1680)**

Request approval for increased spending authority \$1,921,812 to accept federal funds from the U. S. Department of Education for salary and wages line (\$88,651), operating line (\$313,545), and other grants line (\$1,519,616) for three-year reading program in three Head Start Schools and for one FTE to administer the program.

Representative Berg moved for approval. Senator Holmberg seconded the motion. Voting aye were Svedjan, Jaeger, Stenehjem, Berg, Holmberg, and Hoeven. No nay votes. Motion carried.

**6. Office of Management and Budget \* (Request # 1681)**

Request approval for a line item transfer of \$300,000 from capital assets line to operating line (\$300,000) for increased cost of utilities supplied to Capitol Complex.

Representative Berg moved for approval. Senator Holmberg seconded the motion. Voting aye were Jaeger, Stenehjem, Berg, Holmberg, Svedjan, and Hoeven. No nay votes. Motion carried.

7. **Department of Financial Institutions (Request # 1682)**

Request approval for increased spending authority of \$45,000 to access funds in agency's special fund # 242 for operating line (\$45,000) for Nationwide Mortgage Licensing System (NMLS) as mandated by the federal S.A.F.E. Mortgage licensing Act, H.R. 3221, effective July 30, 2008.

Representative Berg moved for approval. Senator Holmberg seconded the motion. Voting aye were Stenehjem, Berg, Holmberg, Svedjan, Jaeger, and Hoeven. No nay votes. Motion carried.

8. **Department of Financial Institutions (Request # 1683)**

Request approval for a line item transfer of \$26,700 from salary line to operating line (\$26,700) for purchase of office furniture and equipment.

Representative Berg moved for approval. Senator Holmberg seconded the motion. Voting aye were Berg, Holmberg, Svedjan, Jaeger, Stenehjem, and Hoeven. No nay votes. Motion carried.

9. **Department of Transportation \* (Request # 1684)**

Request approval for increased spending authority of \$4,800,000 from state fleet user charges special fund for operating line (\$2,800,000) and capital assets line (\$2,000,000) for increased costs of fuel and new fleet vehicles.

Representative Berg moved for approval. Senator Stenehjem seconded the motion. Voting aye were Holmberg, Svedjan, Jaeger, Stenehjem, Berg, and Hoeven. No nay votes. Motion carried.

10. **Department of Commerce – Centers of Excellence Commission \* (Request # 1685)**

Request approval, under the provisions of section 15 of HB 1018 (2007 Session Laws, Chapter 18) for authority to borrow \$5,000,000 from the Bank of North Dakota to fund Centers of Excellence.

Senator Holmberg moved for approval. Representative Svedjan seconded the motion. Voting aye were Svedjan, Jaeger, Stenehjem, Berg, Holmberg, and Hoeven. No nay votes. Motion carried.

11. **Secretary of State (Request # 1686)**

Request approval for a waiver, as allowed in N.D.C.C. § 54-27-10, to exceed the 75% of the funds expended limitation during first 18 months of the biennium appropriated for public printing in Subdivision 2 of SB 2002, Secretary of State's budget.

Senator Holmberg moved for approval. Representative Berg seconded the motion. Voting aye were Jaeger, Stenehjem, Berg, Holmberg, Svedjan, and Hoeven. No nay votes. Motion carried.

The meeting adjourned at 11:17 a.m.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Alvin A. Jaeger', written in a cursive style.

Alvin A. Jaeger  
Secretary of State  
Secretary to Emergency Commission